

State Of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of State Parks
Honolulu, Hawaii
October 23, 2009

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

SUBJECT: Request for from the Puna Men's Chorus to Hold a Fundraiser at the Large Pavilion at the Wailoa River State Recreation Area in Hilo, Hawaii, _____.

The Puna Men's Chorus on the Big Island is requesting the use of the large pavilion at the Wailoa River State Recreation Area (Event Site) to hold a fundraiser (Event) on Friday, October 30, 2009 (Exhibit A).

The proposed Special Use Permit will be for October 30, 2009 only. The Puna Men's Chorus will pre-sell the tickets for the fundraiser. However, they would also like to have tickets available for sale at the entrance on the evening of the Event.

According to their request, the Event will be advertised lightly through paid for radio and printed media and includes a choral performance including singers of the Puna Men's Chorus and a three-person instrument band and a catered dinner. The public will be invited to bring their own beverages, including alcoholic drinks. No alcoholic beverages will be sold on the premises. Funds raised through ticket sales will be used to towards the cost of putting on the Event such as catering of the food, advertising, pavilion and sound equipment rental, etc. Any left over funds will go back into their non-profit account and used for future event programs.

The Puna Men's Chorus is recognized as a non-profit corporation by the Department of Commerce and Consumer Affairs of the State of Hawaii. They represent themselves to be a non-profit, community based, performing arts organization based in Pahoa, Hawaii.

RECOMMENDATION:

That the Board approve the issuance of a Special Use Permit to the Puna Men's Chorus to hold a fundraiser (Event) on Friday, October 30, 2009, at the large pavilion at the Wailoa River State Recreation Area (Event Site) in accordance with the representations above-mentioned and subject to the following conditions whereby the Permittee shall:

1. be allowed to sell tickets on the evening of the Event, provided, that the sale of alcoholic beverages is prohibited;
2. have the Event held within the confines of the large pavilion;
3. obtain all necessary County of Hawaii and State of Hawaii permits;

4. procure and maintain, at its own cost and expense, in full force and effect throughout the term of this Special Use permit, commercial general liability insurance, in an amount of at least \$1,000,000.00 for each occurrence and \$2,000,000.00 aggregate, with an insurance company or companies licensed to do business in the State of Hawaii. The policy or policies of insurance shall name the State of Hawaii as an additional insured. The insurance shall cover the entire Event Site, including all grounds and all roadways or sidewalks on or adjacent to the Event Site in the use or control of the Permittee;
5. waive any and all claims they may have against the State of Hawaii and its respective officers, agents and employees, and agrees to defend, hold harmless and indemnify the State of Hawaii and its respective officers, agents and employees from any suits, actions and claims arising out of and in any way connected with the activities permitted under the permit;
6. not obstruct or unreasonably interfere with the general public in their normal use of the Wailoa River State Recreation Area;
7. be responsible for clean up of the Event Site;
8. be liable for repairs, replacement and/or payment for any damages incurred at the Event Site during the period of this permit;
9. pay the appropriate large pavilion rental fee together with an applicable refundable deposit and a \$100 per day commercial rental fee;
10. complete its Event, including clean up and vacate the Event Site prior to 12:00 midnight;
11. comply with any other conditions that may be imposed by the Department, the Board of Land and Natural Resources, the Chairperson and/or rule revisions adopted prior to the commencement of the Event.

Respectfully submitted,



Daniel S. Quinn
State Parks Administrator

APPROVED FOR SUBMITTAL:



LAURA H. THIELEN, Chairperson

09-121

**Puna Men's Chorus
12-541 Kaimu Street
Pahoa, HI 96778
(808) 985-8596**

Division of State Parks
P.O. Box 936
Hilo 96721

Reference: Permit Number H69746

Aloha,

The Puna Men's Chorus is a non-profit, community based, performing arts organization based in Pahoa. For more information on us, you can go to www.punamenschorus.org.

I am writing in regards to our event planned for October 30th at the Wailoa Pavilion. We would like to hold a fundraising event which would include the following:

- Catered dinner catered by a local licensed Hilo caterer beginning at 6:30 PM.
- A choral performance including the singers of the Puna Men's Chorus and a 3 person/instrument band presenting popular Broadway show tunes. The performance would be lightly amplified in order to be heard in the back of the pavilion. The performance should run between 7:00 PM and 9:00 PM. We should be out of the pavilion by 10:00 PM
- Admission charge between \$20-40 to attend the event. Tickets will be sold in advance via community ticket outlets and at the entrance to the pavilion on the evening of event only.)
- The event will be advertised lightly via paid for radio and printed media.
- The public will be invited to bring their own beverages, including alcoholic drinks if they wish. No alcohol will be sold on the premises or included with admission.
- We will probably start mid morning of Oct. 30th with decorating and setup for the event. Caterers will show up in the afternoon to setup. We expect the public to show up starting 6:00 PM.

The funds raised via ticket sales will go towards the cost of putting this event on (catering, food, advertising, music performance licensing, pavilion rent, professional fees, sound equipment rental, etc.). We do not expect to make any profit. However, should there funds left over, it will go back into our non-profit account and be used for future event programming.

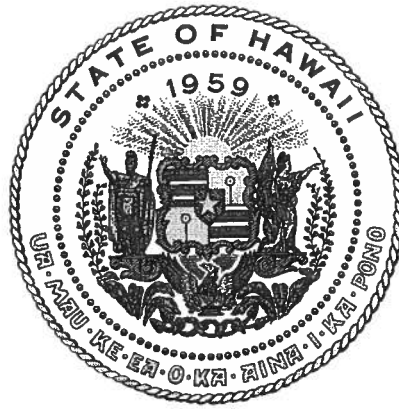
I believe that's all the information pertinent to our plans at this time. If there is any more information or clarification we can provide, please don't hesitate to contact me at the contact number/address above.

Mahalo,



John Puig, PMC Treasurer

EXHIBIT A



2009 SEP 10 A 11:07
HLO/H
RECEIVED

Department of Commerce and Consumer Affairs

CERTIFICATE OF GOOD STANDING

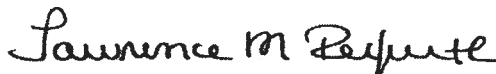
I, the undersigned Director of Commerce and Consumer Affairs
of the State of Hawaii, do hereby certify that

PUNA MEN'S CHORUS

was incorporated under the laws of Hawaii on 11/07/2008 ;
that it is an existing nonprofit corporation; and that,
as far as the records of this Department reveal, has complied
with all of the provisions of the Hawaii Nonprofit Corporations
Act, regulating domestic nonprofit corporations.

IN WITNESS WHEREOF, I have hereunto set
my hand and affixed the seal of the
Department of Commerce and Consumer
Affairs, at Honolulu, Hawaii.

Dated: September 09, 2009



Director of Commerce and Consumer Affairs

